Attachment to Interview Summary

FAX

DATE: April 25, 2008

PTO IDENTIFIER: **Application Number**   09/981,644-Conf. #7020
                      Patent Number

Inventor: Jason Lango

MESSAGE TO: Examiner Benjamin A. Ailes

FAX NUMBER: (571) 273-3899

FROM: PERKINS COIE LLP

            Susan L. Baka for Jordan M. Becker (Patent Attorney)

PHONE: (650) 838-4398

Attorney Dkt. #:   67272-8045.US01

PAGES (Including Cover Sheet):   3

CONTENTS: Please see the attached Applicant Initiated Interview Request Form
and attached Brief Description of Arguments to be presented.

67272-8045.US01/LEGAL14216355.1

Applicant Initiated Interview Request Form

Application No.: ___09/981,644-Conf.___　First Named Applicant: ___Jason Lango___

Examiner: ___Benjamin A. Ailes___　Art ___2142___　Status of Application: ___Pending___

Tentative Participants:

(1) ___Jordan M. Becker___　　(2) _____

(3) ___Primary Examiner___　　(4) _____

Proposed Date of Interview: ___5/7/2008___　　Proposed Time: ___2:00___　(PM Eastern)

Type of Interview Requested:

(1) [X] Telephonic　(2) [ ] Personal　　(3) [ ] Video Conference

Exhibit To Be Shown or Demonstrated: [ ] YES　[X] NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Rej. 103	79,86,90	Markowitz/Pinckney	[ ]	[ ]	[ ]
(2)			[ ]	[ ]	[ ]
(3)			[ ]	[ ]	[ ]
(4)			[ ]	[ ]	[ ]

[ ] Continuation Sheet Attached

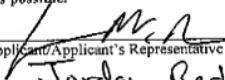**Brief Description of Arguments to be Presented:**

See attached.

An interview was conducted on the above-identified application _____ .

NOTE:
This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP §713.01).
This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Applicant/Applicant's Representative Signature　　　　Examiner/SPE Signature

Typed/Printed Name of Applicant or Representative: Jordan Becker

Registration Number, if applicable: 39,602

09/981,644

Brief Description of Arguments to be presented:

       Applicants have carefully reviewed the cited references and the latest contentions in the present Office Action. Applicants find that contrary to the Office Action's contentions:

1) There is no disclosure in the cited references of both a protocol dependent subsystem <u>and</u> a protocol <u>independent</u> subsystem. In particular, Pinkney discloses a protocol <u>dependent</u> subsystem, not a protocol independent subsystem. Likewise, Markowitz discloses, if anything, a protocol dependent subsystem, but not a protocol independent subsystem.

2) There is no disclosure in the cited references of a protocol <u>independent</u> subsystem that stores data in <u>streaming media protocol specific form</u>.

3) There is no disclosure in the cited references of a protocol <u>dependent</u> subsystem that includes <u>a plurality of streaming media encoders</u> to support a plurality of streaming media protocols. Different bandwidth encodings as disclosed in Markowitz does not imply the use of different streaming media protocols.

4) There is no disclosure in the cited references of a protocol <u>independent</u> subsystem <u>controlling the pace of delivery</u> of streaming media data.

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PAGE 3/3 * RCVD AT 4/25/2008 3:02:04 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/21 * DNIS:2733899 * CSID:650 838 4350 * DURATION (mm-ss):00-40